

WRC

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

26

Application Number	09/833,005
Filing Date	April 12, 2001
First Named Inventor	Douglas A. Hardy
Art Unit	2136
Examiner Name	Eleni A. Shiferaw
Attorney Docket Number	44470-32145

### ENCLOSURES (Check all that apply)

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify<br>below):<br>1. Request for Continued Examination<br>Transmittal<br>2. Postcard |
|--|--|--|

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Jenner & Block LLP		
Signature			
Printed name	Mark P. Vrla		
Date	November 20, 2006	Reg. No.	43,973

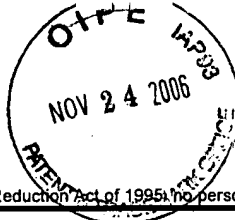
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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Denise L. Maragos	Date	November 20, 2006

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PTO/SB/17 (07-06)

Approved for use through 01/31/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,410.00

**Complete if Known**

Application Number	09/833,005
Filing Date	April 12, 2001
First Named Inventor	Douglas A. Hardy
Examiner Name	Eleni A. Shiferaw
Art Unit	2136
Attorney Docket No.	44470-32145

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 10-0460 Deposit Account Name: Jenner & Block LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
30	- 20 or HP = 10	x \$50	= \$500

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
2	- 3 or HP = 0	x 0	= 0

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 37 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x		

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): (1) One-month extension of time; (2) RCE

Fees Paid (\$)

\$910

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent) 43,973	Telephone (312) 222-9350
Name (Print/Type)	Mark P. Vrla		Date November 20, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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3 (including cover page)

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Cover  
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OCT-26-2006 13:54		JENNER AND BLOCK LLP		312 527 0484 P. 01/03	
<b>FAX TRANSMITTAL</b>			<b>JENNER &amp; BLOCK</b>		
			Jenner & Block LLP 330 N. Wabash Avenue Chicago, IL 00611 Tel 312 222-9350 www.jenner.com		
			Chicago Dallas New York Washington, DC		
Date:	October 26, 2006				
To:	Eleni Shiferaw U.S. Patent and Trademark Office Art Unit 2136		Fax:	(571) 273-8300	
			Voice:	(571) 272-3867	
From:	Mark P. Vrla mvrla@jenner.com		Fax:	312 840-7657	
			Voice:	312 923-2657	
Employee Number:	225726		Client Number:	44470-32145	
<p><small>Important: This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is attorney work product, privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and return the original message to us at the above address via postal service. Thank you.</small></p>					
<b>Message:</b>					
Examiner Shiferaw:					
<p>As discussed, please see the attached Interview Request form and call me at (312) 923-2657 should you have any questions. I look forward to discussing this matter with you on the 31st.</p>					
Mark Vrla					
<hr/>					
Total number of pages including this cover sheet: 3			Time Sent: 1:30 p.m.		
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Secretary: Denise L. Maragos			Extension: 6663		
<small>PAGE 1/3 * RCVD AT 10/26/2006 2:26:54 PM (Eastern Daylight Time) * FAX: 312 527 0484 * FAX: 312 840 7657 * FAX: 312 923 2657 * DURATION: 00:01:22</small>					

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-JENNER AND BLOCK LLP -

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- \*\*\*\*\* - 312 527 0484- \*\*\*\*\*

## FAX TRANSMITTAL

## JENNER & BLOCK

Jenner & Block LLP  
330 N. Wabash Avenue  
Chicago, IL 60611  
Tel 312 222-9350  
www.jenner.com

Chicago  
Dallas  
New York  
Washington, DC

Date: October 26, 2006

To: Eleni Shiferaw  
U.S. Patent and Trademark Office  
Art Unit 2136

Fax: (571) 273-8300  
Voice: (571) 272-3867

From: Mark P. Vrla  
mvrla@jenner.com

Fax: 312 840-7657  
Voice: 312 923-2657

Employee Number: 225726

Client Number: 44470-32145

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### Message:

Examiner Shiferaw:

As discussed, please see the attached Interview Request form and call me at (312) 923-2657 should you have any questions. I look forward to discussing this matter with you on the 31st.

Mark Vrla

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Time Sent: 1:30 p.m.

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Sent By: 

Secretary: Denise L. Maragos

Extension: 6863

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## Applicant Initiated Interview Request Form

Application No.: 09/833,005 First Named Applicant: Douglas A. Hardy  
Examiner: Eleni Shiferaw Art Unit: 2136 Status of Application: Finally rejected

### Tentative Participants:

(1) Examiner Shiferaw (2) Mark P. Vrla (Applicant's Attorney)  
(3) \_\_\_\_\_ (4) \_\_\_\_\_

Proposed Date of Interview: October 31, 2006 Proposed Time: 10:00 (AM/~~PM~~)

### Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: \_\_\_\_\_

### Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rej.</u>	<u>Cl. 1, 11</u>	<u>Chou</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	<u>Torrubia-Saez</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:  
See Attachment A

An interview was conducted on the above-identified application on \_\_\_\_\_.

**NOTE:** This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

\_\_\_\_\_  
Applicant/Applicant's Representative Signature

Mark P. Vrla

\_\_\_\_\_  
Typed/Printed Name of Applicant or Representative

43,973

\_\_\_\_\_  
Registration Number, if applicable

\_\_\_\_\_  
Examiner/SPE Signature

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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